IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO. 245 OF 1994

The Indian National Press
(Bombay) Limited and Ors. ...Petitioners.

Versus

Smt. Chandrabai A. B. Nair
and others ...Respondents.

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Mr.. Shirish Gupte, Sr. Advocate with Mr. Tushar Tijoriwala i/b M/s. Mody Shambhu and Compnay for petitioners.

Mr.. Z.A. Jariwala i/b Mr. S.R. Pandey for Respondent Nos. 1 and 2.

Mrs. Kashmira Bharucha i/b Mr. S.V. Phadke for Respondent Nos. 3 and 6.

Mr. S.R. Shinde, A.P.P. for State.

Respondent No.2 is present in person.

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CORAM: SMT. V.K. TAHILRAMANI, J.

DATED: 2ND NOVEMBER, 2004

P.C.:-

1. Heard the learned counsel for the parties. The parties are also present before the Court.

2. The petitioners are the original accused in Case No.44/S/94 pending before the Additional Chief Metropolitan Magistrate, 37th Court, Esplanade, Mumbai. This petition has been preferred by the

petitioners for quashing the process under Section 403 r.w. 34 of I.P.C. issued against them in the said case. The complaint was in relation to 950 equity shares of the petitioner No.1-Company.

2. It is submitted on behalf of parties that the parties have settled their dispute amicably and they have filed a joint application stating therein that the process issued against the petitioners may be quashed and set aside. In view of the joint application which is taken on record and marked as Exh."X" for identification, Rule is made absolute in terms of prayer clause (a) of the petition. Petition is disposed of accordingly.

3. An authenticated copy of this order be supplied to the parties.

4. Certified copy is expedited.